

SEP- REF
ATTY. DOCKET NO. 065691-0246

SEP 05 2002
PATENT & TRADEMARK OFFICE
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Amine ABINA

Title: Method of Modulating Neutralizing Antibodies Formation in Mammals, and Uses Thereof in Gene Therapy, Animal Transgenesis and in Functional Inactivation of an Endogenous Protein(s)

Appl. No. 09/920,902

ATTN: OFFICE OF FINANCE
REFUND DIVISION

Filed: August 3, 2001

Art Unit: 1636

REQUEST FOR REFUND

Attn: Office of Finance, Refund Division
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

A request for a refund credit is being made for \$1,278.00. This fee was included in a request to charge Deposit Account No. 19-0741 in the amount of \$1,879.00 on August 26, 2002 in connection with the subject application.

Applicants filed an Amendment and Reply on August 26, 2002 which included improper multiple dependent claims. In the attached Amendment Transmittal dated August 26, 2002, Applicants erroneously indicated that there were 241 total claims pending after the Amendment was filed. In fact, there are 99 total claims because of the presence of improper multiple dependent claims. Applicants attach an Amended Amendment Transmittal that accurately reflects the total claim count as of the August 26, 2002 Amendment.

Therefore, the Patent and Trademark Office is requested to credit Deposit Account No. 19-0741 in the amount of \$1,278.00.

Respectfully submitted,

Sept 5, 2002
Date

Stephen B. Maebius
Stephen B. Maebius
Registration No. 35,246

FOLEY & LARDNER
3000 K Street, N.W., Suite 500
Washington, D.C. 20007-8696
(202) 672-5300



Atty. Dkt. No. 065691-0246

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Amine Abina

Title: Method of Modulating
Neutralizing Antibodies Formation
in Mammals, and Uses Thereof in
Gene Therapy, Animal
Transgenesis and in Functional
Inactivation of an Endogenous
Protein(s)

COPY

Appl. No.: 09/920,902

Filing Date: August 3, 2001

Examiner: S. PAPPU

Art Unit: 1636

AMENDMENT TRANSMITTAL

Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

[X] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.

[] Small Entity statement is enclosed.

[X] The fee required for additional claims is calculated below:

	Claims as Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	241	-	57	=	184	x	\$9.00	=	\$1,656.00
Independents:	9	-	5	=	4	x	\$42.00	=	\$168.00
First presentation of any Multiple Dependent Claims:						+	\$140.00	=	\$0.00
CLAIMS FEE TOTAL:									= \$1,824.00

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

<input checked="" type="checkbox"/>	Extension for response filed within the first month:	\$55.00	\$55.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$200.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$460.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$720.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$980.00	\$0.00
EXTENSION FEE TOTAL:			\$55.00
CLAIMS AND EXTENSION FEE TOTAL:			\$1,824.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract 1/2 of above):		\$0.00
TOTAL FEE:			\$1,879.00

- ☒ Please charge Deposit Account No. 19-0741 in the amount of \$1,879.00. A duplicate copy of this transmittal is enclosed.
- ☐ A check in the amount of \$_____ is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 26 August 2002

FOLEY & LARDNER
Customer Number: 22428



22428

PATENT TRADEMARK OFFICE

Telephone: (202) 672-5569

Facsimile: (202) 672-5399

By S. G. Bent, Reg #29,768

for Stephen B. Maebius
Attorney for Applicant
Registration No. 35,264



Atty. Dkt. No. 065691-0246

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Amine Abina

Title: Method of Modulating
Neutralizing Antibodies Formation
in Mammals, and Uses Thereof in
Gene Therapy, Animal
Transgenesis and in Functional
Inactivation of an Endogenous
Protein(s)

Appl. No.: 09/920,902

Filing Date: August 3, 2001

Examiner: S. Pappu

Art Unit: 1632

AMENDED AMENDMENT TRANSMITTAL

Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

☒ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.

☐ Small Entity statement is enclosed.

☒ The fee required for additional claims is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Additional Claims Fee
Total Claims:	99	57	42	x \$9.00	\$378.00
Independents:	9	5	4	x \$42.00	\$168.00
First presentation of any Multiple Dependent Claims:				+ \$280.00	\$0.00
CLAIMS FEE TOTAL:					\$546.00

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

<input checked="" type="checkbox"/>	Extension for response filed within the first month:	\$55.00	\$55.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$200.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$460.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$720.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$980.00	\$0.00
EXTENSION FEE TOTAL:			\$55.00
CLAIMS AND EXTENSION FEE TOTAL:			\$601.00
<input type="checkbox"/>	Small Entity Fees Apply :		\$0.00
TOTAL FEE:			\$601.00

☒ **Please CREDIT Deposit Account No. 19-0741 in the amount of \$1,278.00.**
Copies of this transmittal and previously filed transmittal are enclosed.

☐ A check in the amount of \$_____ is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date

Sept 5, 2002

By

Stephen B. Maebius

FOLEY & LARDNER
Customer Number: 22428



22428

PATENT TRADEMARK OFFICE

Telephone: (202) 672-5569

Facsimile: (202) 672-5399

Stephen B. Maebius
Attorney for Applicant
Registration No. 35,264